

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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PATRICK SOUFFRANT,

3:13-CV-0811  
(DNH/DEP)

Plaintiff,

-v-

THE COUNTY OF OTSEGO; SHERIFF  
DEPARTMENT, County of Otsego; MICHAEL  
TEN EYCK, Senior Investigator, Sheriff  
Department, County of Otsego, individual and  
in his official capacity; and JOHN DOE 1-7  
Sheriffs/Police, Sheriff Department, County of  
Otsego, individual and in their official capacity,

Defendants.

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APPEARANCES:

OF COUNSEL:

PATRICK SOUFFRANT  
Plaintiff, Pro Se  
10-A-2530  
Eastern NY Correctional Facility  
Box 338  
Napanoch, NY 12458

DAVID N. HURD  
United States District Judge

**DECISION and ORDER**

Plaintiff, a New York State prisoner, brought this action pursuant to 42 U.S.C.  
§ 1983. On October 11, 2013, the Honorable David E. Peebles, United States Magistrate  
Judge, advised by Report-Recommendation that plaintiff's complaint be dismissed, without

prejudice, for failure to timely comply with the court's order and to either pay the required filing fee or submit a proper in forma pauperis application. No objections to the Report-Recommendation were filed.

Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

Therefore, it is

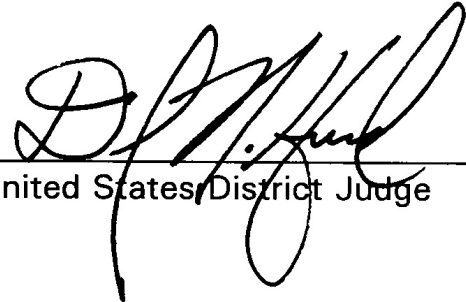
ORDERED that

Plaintiff's complaint is DISMISSED without prejudice.

The Clerk is directed to close the file.

IT IS SO ORDERED.

Dated: November 5, 2013  
Utica, New York.

  
United States District Judge